



# The Planning Inspectorate Yr Arolygiaeth Gynllunio

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By Email

Our Ref: EN010020

Date: 9 March 2015

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Dear Mr McKinney

## **Planning Act 2008 (as amended) and The Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) – Rule 9**

### **Application by Mynydd y Gwynt Limited for an Order Granting Development Consent for the Mynydd y Gwynt Wind Farm**

#### **Notice of procedural decision**

Thank you for your letter dated 5 March 2015.

Having considered the matter, I have taken the procedural decision not to make a direction under rule 13(6) or 23 of the Infrastructure Planning (Examination Procedure) Rules 2010, because to do so would effectively provide retrospective authorisation for the delay in posting site notices and in local advertisement with regard to the Issue Specific Hearings.

I do not have any evidence before me as to possible prejudice that may have been caused by this delay. I also note that such a direction does not seem to have been the approach taken in the Longbridge Bypass Order to which you refer.

I will raise the issue of the delay at the Issue Specific Hearings and in the next communication to all interested parties, in order to allow representations as to any prejudice caused. I will then consider any effects of such prejudice.

Yours sincerely

*Philip Asquith*

Philip Asquith  
**Examining Authority**

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.